



CRL MP(MD) NOs. 3731 and 3734 of 2026
BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20-02-2026

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THE HONOURABLE MR JUSTICE MOHAMMED SHAFFIQ

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CRL MP(MD) NOs. 3731 and 3734 of 2026

in

CRL RC(MD) NO. 299 OF 2026

R.Krishnamoorthy

Petitioner(s)
in both petitions

Vs

R.Govindaraj

Respondent(s)
in both petitions

For Petitioner(s):

Mr.H.Jahir Hussain

Prayer for Crl.M.P(MD)No.3731 of 2026:

To suspend the sentence imposed upon the petitioner in STC No.144 of 2022 on the file of Fast Track Court Judicial Magistrate (At Magistrate Level), Karur dated 05.02.2024, which had been confirmed in Crl A No.41/2024 on the file of the Principal District and Sessions Judge, Karur District by judgment dated 17.12.2025.

Prayer for Crl.M.P(MD)No.3734 of 2026:

To exempt the petitioner from surrender before the trial court in order to undergo the period of sentence made in STC No.144 of 2022 on the file of Fast Track Court Judicial Magistrate (at Magistrate Level), Karur dated 05.02.2024, which had been confirmed in Crl.A.No.41 of 2024 on the file of the Principal District and Sessions Judge, Karur District by Judgment dated 17.12.2025 pending disposal of the main Criminal Revision Petition.

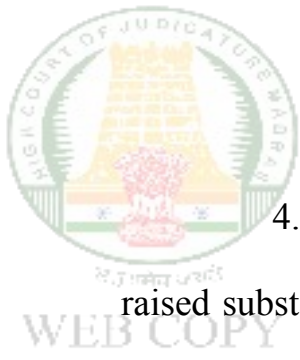


COMMON ORDER

Heard Mr.H.Jahir Hussain, learned counsel for petitioner.

2. Criminal Miscellaneous Petitions have been filed praying to suspend sentence imposed upon petitioner by Fast Track Court Judicial Magistrate (at Magistrate Level), Karur in STC No.144 of 2022 dated 05.02.2024, which was confirmed by Principal District and Sessions Judge, Karur District in CrI.A.No.41 of 2024, dated 17.12.2025 and to exempt petitioner from surrendering before the Court below.

3. Learned counsel for petitioner would submit that petitioner was convicted by Fast Track Court Judicial Magistrate (at Magistrate Level), Karur for offence under Section 138 of the Negotiable Instruments Act in STC No.144 of 2022 dated 05.02.2024 and sentenced to undergo one year Simple Imprisonment and to pay compensation of Rs.9,00,000/- to respondent within a period of one month. Aggrieved, petitioner filed criminal appeal in CrI.A.No.41 of 2024 before Principal District and Sessions Judge, Karur and lower Appellate Court by judgment dated 17.12.2025 dismissed the appeal confirming the conviction and sentence passed by the trial Court. Aggrieved, petitioner filed CrI.R.C.(MD)No.299 of 2026 before this Court along with the instant miscellaneous petitions seeking suspension of sentence, bail and exemption from surrender.



4. Learned Counsel for petitioner would further submit that petitioner has raised substantial grounds in the above revision, which requires consideration; and that to show his bonafides, petitioner is willing to deposit 50% of the cheque amount, before the trial Court. Hence, he prayed for granting suspension of sentence to the petitioner.

5. Considering the fact that there are arguable points raised in revision and taking into consideration, facts and circumstances of the case and that it is likely to take a while before the revision is finally heard¹, this Court is inclined to grant suspension of sentence and exempt the petitioner from surrendering before the trial court, on the following conditions, till the disposal of the above Criminal Revision:

i) Petitioner is directed to deposit 50% of cheque amount to the credit of S.T.C.No.144 of 2022 dated 05.02.2024 on the file of Fast Track Court Judicial Magistrate (at Magistrate Level), Karur, within a period of four weeks from the date of receipt of a copy of this order, failing which the sentence suspended shall stand automatically vacated and respondent is at liberty to execute the sentence imposed by the trial Court against the petitioner in the manner known to law;

(ii) Any amount already paid shall be deducted while reckoning 50% of cheque amount directed in clause (i);

(iii) On such deposit, petitioner is directed to be enlarged on bail on his executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two

¹ Atul Alias Ashutosh vs State of Madhya Pradesh, (2024) 3 SCC 663



sureties each for a like sum to the satisfaction of Fast Track Court Judicial Magistrate (at Magistrate Level), Karur;

iv) Petitioner and sureties shall affix their photographs and Left Thumb Impression in the bond and the above said Court may obtain a copy of their Aadhaar card or Bank pass Book to ensure their identity;

v) Petitioner shall appear and sign before Fast Track Court Judicial Magistrate (at Magistrate Level), Karur, on the first working day of every month at 10.30 a.m., until the disposal of the revision;

vi) In case, petitioner is not able to appear before the said Court on any day, he shall make arrangements to file an application under Section 317 Cr.P.C. (corresponding to 355 B.N.S.S) and shall appear before the said Court on any other day in lieu of the date of his absence, as directed by the said Court.

6. Accordingly, these Criminal Miscellaneous Petitions are **ordered**.

20-02-2026
(1/2)

rgm



To

1.The Fast Track Court Judicial Magistrate (at Magistrate Level), Karur

2.The Principal District and Sessions Judge, Karur District

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.